

**CERTIFICATE OF EFS FILING UNDER 37 CFR §1.8**

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:

Date: April 28, 2008

Name: Steven L. Oberholtzer

Signature: /Steven L. Oberholtzer/

**Case No. 12400-072**

**Client Ref. No. F9411US**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Ganta Hibata et al.

Examiner: Unknown

Serial No.: 10/577,287

Group Art No.: Unknown

Filed: 4/24/06

Confirm. No.: 9647

For: SEAT BELT DEVICE

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. 371 IN THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Mail Stop Missing Parts  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated April 17, 2008, enclosed herewith for filing are the following documents for the above-referenced patent application:

- Fully executed Declaration for Patent Application
- Fully executed Power of Attorney
- Fully executed Combined Declaration and Power of Attorney
- Petition for Ext. of Time (37 C.F.R. § 1.136(a)) to File Missing Parts (if by mail, in dup)
- Other: \_\_\_\_\_

Applicant is:  small entity (per 37 CFR 1.27)  other than small entity

**Fees Associated with Payment:**

- Filing Fee: \$ \_\_\_\_\_
- Surcharge: \$ 130.00
- Addtl. Claim Fees: \$ \_\_\_\_\_ for \_\_\_\_\_ additional claims
- Search Fee: \$ \_\_\_\_\_
- Examination Fee: \$ \_\_\_\_\_
- App. Size Fee: \$ \_\_\_\_\_ (for each additional 50 sheets that exceeds 100 sheets, including specification and drawings)

**Payment Method:**

- Payment by credit card in the amount of \$ \_\_\_\_\_ to cover the fees listed above. Form PTO-2038 is enclosed for this purpose.
- The Commissioner is hereby authorized to charge \$ 130.00 to cover the fees listed above to Deposit Account No. 23-1925.
- The Commissioner is hereby authorized to charge any deficiencies in fees or credit overpayment to Deposit Account No. 23-1925.

Respectfully submitted,

Dated: April 28, 2008

/Steven L. Oberholtzer/

Steven L. Oberholtzer, Reg. No. 30,670  
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# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO:
10/577,287	Ganta Hibata	12400072
Brinks Hofer Gilson & Lione P.O. Box 10395 Chicago, IL 60610		INTERNATIONAL APPLICATION NO.
		PCT/JP2004/015730
RECEIVED APR 22 2008 RECEIVED U. S. DOCKET		I.A. FILING DATE
		10/22/2004
		PRIORITY DATE
		10/24/2003
CONFIRMATION NO. 9647 371 FORMALITIES LETTER		
 OC000000029421921		

Date Mailed: 04/17/2008

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 04/24/2006
- English Translation of the IA filed on 04/24/2006
- Copy of the International Search Report filed on 04/24/2006
- Preliminary Amendments filed on 04/24/2006
- Information Disclosure Statements filed on 04/24/2006
- Oath or Declaration filed on 04/24/2006
- Request for Immediate Examination filed on 04/24/2006
- U.S. Basic National Fees filed on 04/24/2006
- Substitute Specification filed on 04/24/2006
- Priority Documents filed on 04/24/2006
- Specification filed on 04/24/2006
- Claims filed on 04/24/2006
- Abstracts filed on 04/24/2006
- Drawings filed on 04/24/2006

The applicant needs to satisfy supplemental fees problems indicated below:

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
  - the 2nd inventor listed on unsigned decl., Volkmar Heine is not listed on the publish application
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

• \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5).

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocaleEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

VONDA M WALLACE

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